

E-Filed on 2/4/08

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7 **UNITED STATES BANKRUPTCY COURT**
8 **DISTRICT OF NEVADA**

In re:

9 **USA COMMERCIAL MORTGAGE**
10 **COMPANY,**

11 **USA CAPITAL REALTY ADVISORS,**
12 **LLC,**

13 **USA CAPITAL DIVERSIFIED TRUST**
14 **DEED FUND, LLC,**

15 **USA CAPITAL FIRST TRUST DEED**
16 **FUND, LLC,**

17 **USA SECURITIES, LLC,** Debtors.

Affects:

- All Debtors
- USA Commercial Mortgage Company
- USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund, LLC
- USA Capital First Trust Deed Fund, LLC
- USA Securities, LLC

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR
Case No. BK-S-06-10729-LBR

CHAPTER 11

Jointly Administered Under Case No.
BK-S-06-10725 LBR

**VERIFIED PETITION FOR
PERMISSION TO PRACTICE IN
THIS CASE ONLY BY ATTORNEY
NOT ADMITTED TO THE BAR OF
THIS COURT**

[No hearing required]

Joshua J. Bruckerhoff, Petitioner, respectfully represents to the Court:

1. That Petitioner resides at Austin, Texas.

2. That Petitioner is an attorney at law and a member of the Austin office of the law firm of Diamond McCarthy LLP, with offices at 6504 Bridgepoint Parkway, Suite 400, Austin, TX 78730, (512) 617-5200, 909 Fannin Street, Suite 1500, Houston, TX

1 (713) 333-5100; 1201 Elm Street, 34th Floor, Dallas, TX 75270, (214) 389-5300; and 620
 2 Eighth Avenue, 39th Floor, New York, NY 10018, (212) 430-5400.

3 3. That Petitioner has been retained personally or as a member of the law firm
 4 by the USACM Liquidating Trust ("USACM Trust") to serve as special litigation counsel
 5 to the USACM Trust.

6 4. That since November 2, 2007, Petitioner has been and presently is a member
 7 in good standing of the bar of the highest court of the State of Texas where Petitioner
 8 regularly practices law.

9 5. That Petitioner was admitted to practice before the following United States
 10 District Courts, United States Circuit Courts of Appeal, the Supreme Court of the United
 11 States and Courts of other States on the dates indicated for each, and that Petitioner is
 12 presently a member in good standing of the bars of said Courts.

<u>Court</u>	<u>Date Admitted</u>
U.S.D.C. for the Eastern District of Texas	January 30, 2008

17 6. That there are or have been no disciplinary proceedings instituted against
 18 petitioner, nor any suspension of any license, certificate or privilege to appear before any
 19 judicial, regulatory or administrative body, or any resignation or termination in order to
 20 avoid disciplinary or disbarment proceedings, except as described in detail below: None.

21 7. That Petitioner has never been denied admission to the State Bar of Nevada.

22 8. That Petitioner is a member of good standing in the following Bar
 23 Associations: State Bar of Texas.

24 9. Petitioner has never filed application to appear as counsel in this Court. The
 25 following present and former members of Petitioner's firm with which Petitioner is
 26 associated have filed applications to appear as counsel under Local Rule IA 10-2 during
 the past three (3) years:

	<u>Date of Application</u>	<u>Cause</u>	<u>Title of Court Administrative Body or Arbitrator</u>	<u>Was Application Granted or Denied</u>
3	Jon Maxwell Beatty Houston Office (01/28/08)	USA Commercial Mortgage Company (BK-S-06-10725- LBR)	USBC	Granted (01/29/08)
6	Lisa Tsai Austin Office (01/08/08)	USA Commercial Mortgage Company (BK-S-06-10725- LBR)	USBC	Granted (01/16/08)
8	William T. Reid, IV Austin Office (08/06/07)	USA Commercial Mortgage Company (BK-S-06-10725- LBR)	USBC	Granted (08/15/07)
10	Stephen T. Loden Houston Office (06/08/07)	USA Commercial Mortgage Company (BK-S-06-10725- LBR)	USBC	Granted (06/14/07)
13	Allan B. Diamond Houston Office (02/01/07)	USA Commercial Mortgage Company (BK-S-06-10725- LBR)	USBC	Granted (02/02/07)
15	Arley D. Finley, III ¹ Austin Office (02/01/07)	USA Commercial Mortgage Company (BK-S-06-10725- LBR)	USBC	Granted (02/02/07)
17	Eric D. Madden Dallas Office (02/01/07)	USA Commercial Mortgage Company (BK-S-06-10725- LBR)	USBC	Granted (02/02/07)
19	Erin E. Jones Houston Office (02/01/07)	USA Commercial Mortgage Company (BK-S-06-10725- LBR)	USBC	Granted (02/02/07)
21	Michael Yoder Houston Office (02/01/07)	USA Commercial Mortgage Company (BK-S-06-10725- LBR)	USBC	Granted (02/02/07)
24	Eric D. Madden Dallas Office (12/06/05)	Provincial Govt. of Marinduque v. Placer Dome, Inc. (CV-S-05-1299)	USDC	Granted (12/29/05)

¹ Arley D. Finley, III resigned his role as a practicing attorney with Diamond McCarthy effective August 31, 2007.

1	James D. McCarthy Dallas Office (12/06/05)	Provincial Govt. of Marinduque v. Placer Dome, Inc. (CV-S-05-1299)	USDC	Granted (12/21/05)
2	Allan B. Diamond Houston Office (12/06/05)	Provincial Govt. of Marinduque v. Placer Dome, Inc. (CV-S-05-1299)	USDC	Granted (12/21/05)
3	Walter J. Scott Dallas Office (12/06/05)	Provincial Govt. of Marinduque v. Placer Dome, Inc. (CV-S-05-1299)	USDC	Granted (01/11/06)

8 10. Petitioner consents to the jurisdiction of the courts and disciplinary boards of
9 the State of Nevada with respect to the law of this state governing the conduct of attorneys
10 to the same extent as a member of the State Bar of Nevada.

11 11. Petitioner agrees to comply with the standards of professional conduct
12 required of the members of the bar of this court.

13 12. Petitioner has disclosed in writing to the client that the applicant is not
14 admitted to practice in this jurisdiction and that the client has consented to such
15 representation.

16 In light of the foregoing considerations, Petitioner respectfully prays that Petitioner
17 be admitted to practice before this Court FOR THE PURPOSES OF THIS CASE ONLY.

DATED: 2/1/2008 *John J. Bruckerhoff*
Joshua J. Bruckerhoff, Petitioner

1 **VERIFICATION**

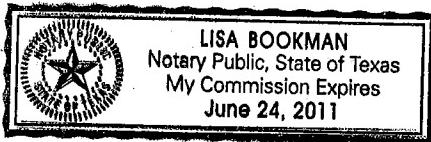
2 STATE OF TEXAS)

3)

4 COUNTY OF AUSTIN)

5 Joshua J. Bruckerhoff, Petitioner, being first duly sworn, deposes and says:

6 That the foregoing statements are true.



11 Joshua J. Bruckerhoff
12 Joshua J. Bruckerhoff, Petitioner

13 (SEAL)

14 Subscribed and sworn to before me this

15 15th day of February, 2008.

16 Lisa Bookman
17 Notary public